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Patent and Trademark Office
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Washington, D.C. 20231

JUL 31 1997

#32

Thomas D. Hoffman
SCHERING-PLough CORPORATION
PATENT DEPARTMENT (K-6-1-1990)
2000 GALLOPING HILL ROAD
KENILWORTH NJ, 07033-0530

Re: Patent Term Extension
Application for
U.S. Patent No. 4,634,697

Dear Mr. Hoffman:

This is in response to the request for reconsideration, filed May 27, 1997, requesting reconsideration of the final determination in the above-identified patent, which required an election of a single patent and a single regulatory review period for patent term extension under 35 U.S.C. § 156, is acknowledged. Applicant's arguments have been carefully considered and are persuasive.

Accordingly, a certificate under 35 U.S.C. § 156 is enclosed extending the term of U.S. Patent No. 4,634,697 for a period of five years from the original expiration date of the patent, October 1, 2004, until October 1, 2009, based upon the regulatory review period of CEDAX® (ceftibuten dihydrate - oral suspension).

Telephone inquiries regarding this communication should be directed to the undersigned at (703)306-3159.



Karin Tyson
Legal Advisor
Special Program Law Office
Office of the Deputy Assistant Commissioner
for Patent Policy and Projects

cc: Ronald L. Wilson, Director
Health Assessment Policy Staff
Office of Health Affairs (HFY-20)
Food and Drug Administration
5600 Fishers Lane, Room 15-22
Rockville, MD 20857

RE: CEDAX® (ceftibuten dihydrate
- oral suspension)
FDA Docket No.: 96E-0102

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UNITED STATES PATENT AND TRADEMARK OFFICE

CERTIFICATE EXTENDING PATENT TERM
UNDER 35 U.S.C. § 156

PATENT NO. : 4,634,697
ISSUED : January 6, 1987
INVENTOR(S) : Yoshio Hamashima
PATENT OWNER : Shionogi & Co., Ltd.

This is to certify that there has been presented to the

COMMISSIONER OF PATENTS AND TRADEMARKS

an application under 35 U.S.C. § 156 for an extension of the patent term. Since it appears that the requirements of the law have been met, this certificate extends the term of the patent for the period of

Five years

from October 1, 2004, the original expiration date of the patent, with all rights pertaining thereto as provided by 35 U.S.C. § 156(b).



I have caused the seal of the Patent and Trademark Office to be affixed this 31st day of July 1997.

A handwritten signature in black ink that reads "Bruce A. Lehman".
Bruce A. Lehman
Assistant Secretary of Commerce and
Commissioner of Patents and Trademarks